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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/667,720	09/22/2003	Steffen Sonnekalb	J&R-1126	9696
24131 7590 05/25/2007 LERNER GREENBERG STEMER LLP P O BOX 2480 HOLLYWOOD, FL 33022-2480			EXAMINER PAN, DANIEL H	
			ART UNIT 2183	PAPER NUMBER
			MAIL DATE 05/25/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10667720	9/22/03	SONNEKALB, STEFFEN	J&R-1126

EXAMINER

Daniel Pan

ART UNIT	PAPER
2183	20070511

DATE MAILED:

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Commissioner for Patents

The reply filed on 03/20/07 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): In the response, applicant stated that page 4 of the previous response recites "The other cited references do not make up for the deficiencies of Volk", and stated that the other references clearly refer to Komura and Douglas et al. This is not a proper response to the office action on 11/22/06. In the office action on 11/22/06, examiners included three grounds of rejections :

- a) Claim 1 is rejected under 35 U.S.C. 102(e) as being anticipated by Volk (6,457,095) (see paragraphs 2 of last office action)
- b) Claims 1 is rejected under 35 U.S.C. 103(a) as being unpatentable over Komura (6,216,232) in view of Volk (6,457,095) (paragraphs 4-7)
- c) Claims 1-9 are rejected under 35 U.S.C. 103(a) as being unpatentable over Douglas et al. (6,609,193) in view of Volk (6,457,095) (paragraphs 8-15).

No specific discussion relating to the teachings of Komura and Douglas et al can be found in both the applicant's response on 01/09/07 and 03/20/07.

As to the applicant's statement that "The other cited references do not make up for the deficiencies of Volk", Volk was used to supplement the teachings of Komura and Douglas et al in the last Office action on 11/22/06. Komura and Douglas et al were the primary references as set forth in the grounds of rejections. Merely stating that the other cited references do not make up for the deficiencies of Volk is not a proper response.

As to applicant's remark that applicant only needs to show Volk also does not disclose stopping the pipeline stage without creating condition for the pipelines to stop, detailed discussions of teachings of Volk alone, and Komura in view of Volk and Douglas et al in view of Volk as set forth in the last Office action need to be responded.

Applicant is advised to respond to each ground of rejection as set forth in the last Office action on 11/22/06.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Dan Pan whose telephone number is 571 272 4172. The examiner can normally be reached on M-F from 8:30 AM to 4:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Chan, can be reached on 571 272 4162. The fax phone number for the organization where this application or proceeding is assigned is 703 306 5404.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

21 Century Strategic Plan

DANIEL S. PAN
EXAMINER
6/22/04